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UNITED STATES DISTRICT COURT  
FOR THE WESTERN DISTRICT OF VIRGINIA  
Charlottesville Division

ELIZABETH SINES, SETH WISPELWEY,  
MARISSA BLAIR, APRIL MUNIZ, HANNAH  
PEARCE, MARCUS MARTIN, NATALIE  
ROMERO, CHELSEA ALVARADO,  
THOMAS BAKER and JOHN DOE,

Plaintiffs,

v.

JASON KESSLER, RICHARD SPENCER,  
CHRISTOPHER CANTWELL, JAMES  
ALEX FIELDS, JR., VANGUARD  
AMERICA, ANDREW ANGLIN,  
MOONBASE HOLDINGS, LLC, ROBERT  
"AZZMADOR" RAY, NATHAN DAMIGO,  
ELLIOT KLINE a/k/a/ ELI MOSELY,  
IDENTITY EVROPA, MATTHEW  
HEIMBACH, MATTHEW PARROTT a/k/a  
DAVID MATTHEW PARROTT,  
TRADITIONALIST WORKER PARTY,  
MICHAEL HILL, MICHAEL TUBBS, LEAGUE  
OF THE SOUTH, JEFF SCHOEP, NATIONAL  
SOCIALIST MOVEMENT, NATIONALIST  
FRONT, AUGUSTUS SOL INVICTUS,  
FRATERNAL ORDER OF THE ALT-  
KNIGHTS, LOYAL WHITE KNIGHTS OF THE  
KU KLUX KLAN, and EAST COAST  
KNIGHTS OF THE KU KLUX KLAN a/k/a  
EAST COAST KNIGHTS OF THE TRUE  
INVISIBLE EMPIRE,

Defendants.

Civil Action No. 3: 17-cv-00072-NKM

**PLAINTIFF BAKER'S RULE 26(a)(1) DISCLOSURES**

Plaintiff Thomas Baker, through his undersigned counsel, hereby makes the following supplemental initial disclosures as required by Federal Rule of Civil Procedure 26(a)(1) and 26(e).

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These disclosures supplement the initial disclosures previously filed by Plaintiffs in this case. Nothing in these supplemental initial disclosures constitutes, or is intended to constitute, a waiver of any claim, right, or defense in this case or otherwise. Plaintiff Baker continues to investigate matters related to the litigation, may become aware of additional information through discovery or otherwise, may assert additional claims, and also may become aware of new reasons why information presently known may be relevant to the claims in this action. Moreover, the issues raised in this matter may require analysis by retained experts. Plaintiff Baker reserve the right to supplement, revise, and/or correct these initial disclosures. Furthermore, Plaintiff Baker expressly reserves all applicable privileges, including without limitation the attorney-client privilege and the work product doctrine, and makes these disclosures subject to those privileges.

The following are the disclosures required by Federal Rule of Civil Procedure

26(a)(1)(A) and 26(a)(1)(D):

1. **The name, and if known, the address and telephone number of each individual likely to have discoverable information that the disclosing party may use to support its claims or defenses, unless solely for impeachment, identifying the subjects of the information.**

Pursuant to Fed. R. Civ. P. 26(a)(1)(A)(i), based on his current knowledge, information, and belief and subject to further investigation, discovery, and analysis by experts, Plaintiff Baker discloses the following individuals likely to have discoverable information that may be used to support his claims. The following disclosures are in addition to the individuals identified in Plaintiffs' Initial Disclosures. Plaintiff Baker reserves the right to amend or supplement these disclosures, including as provided by Fed. R. Civ. P. 26(e). The following disclosures do not include persons whose testimony is likely to be used solely for impeachment, rebuttal, or expert witness testimony, who will be disclosed in accordance with the schedule set by the Court.

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Consistent with their obligations under the Federal Rules of Civil Procedure, and of this Court, Plaintiff Baker will supplement this list as information concerning the identity of these individuals becomes available.

NAME	CONTACT INFORMATION	TOPIC/STORY/INITIAL DISCLOSURES
Thomas Baker	c/o Cooley LLP, 1299 Pennsylvania Ave., N.W., Suite 700, Washington, DC 20004	Certain Plaintiffs' injuries; Certain Defendants' and co-conspirators' actions at, among other things, the August 12 "rally."
Thomas [REDACTED], MD	c/o Cooley LLP, 1299 Pennsylvania Ave., N.W., Suite 700, Washington, DC 20004	Plaintiff Thomas Baker's injuries.
Frank [REDACTED], MD	c/o Cooley LLP, 1299 Pennsylvania Ave., N.W., Suite 700, Washington, DC 20004	Plaintiff Thomas Baker's injuries.
Adam [REDACTED], MD	c/o Cooley LLP, 1299 Pennsylvania Ave., N.W., Suite 700, Washington, DC 20004	Plaintiff Thomas Baker's injuries.
J. Kent [REDACTED], MD	c/o Cooley LLP, 1299 Pennsylvania Ave., N.W., Suite 700, Washington, DC 20004	Plaintiff Thomas Baker's injuries.
John Ausn [REDACTED], MD	c/o Cooley LLP, 1299 Pennsylvania Ave., N.W., Suite 700, Washington, DC 20004	Plaintiff Thomas Baker's injuries.
Kelsey [REDACTED], PA	c/o Cooley LLP, 1299 Pennsylvania Ave., N.W., Suite 700, Washington, DC 20004	Plaintiff Thomas Baker's injuries.
William [REDACTED], MD	c/o Cooley LLP, 1299 Pennsylvania Ave., N.W., Suite 700, Washington, DC 20004	Plaintiff Thomas Baker's injuries.
Jay [REDACTED], MD	c/o Cooley LLP, 1299 Pennsylvania Ave., N.W., Suite 700, Washington, DC 20004	Plaintiff Thomas Baker's injuries.

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Sean [REDACTED], MD	c/o Cooley LLP, 1299 Pennsylvania Ave., N.W., Suite 700, Washington, DC 20004	Plaintiff Thomas Baker's injuries.
Clark [REDACTED], MD	c/o Cooley LLP, 1299 Pennsylvania Ave., N.W., Suite 700, Washington, DC 20004	Plaintiff Thomas Baker's injuries.
James [REDACTED]	c/o Cooley LLP, 1299 Pennsylvania Ave., N.W., Suite 700, Washington, DC 20004	Plaintiff Thomas Baker's injuries.

Expert disclosures will be made in accordance with the Court's scheduling order and Rule 26(b)(2). Plaintiff Baker reserve the right to use the testimony of other witnesses whose identity may be subsequently learned through discovery or other means.

2. **A copy of, or description by category and location of, all documents, data compilations and tangible things in the possession, custody or control of the party, and that the disclosing party may use to support its claims or defenses, unless solely for impeachment.**

Pursuant to Fed. R. Civ. P. 26(a)(1)(A)(ii), based on current knowledge, and subject to further investigation, discovery, and analysis by experts, Plaintiff Baker hereby discloses the following categories of documents and things in his possession, custody or control that he may use to support his claims. Plaintiff Baker reserves the right to amend or supplement these disclosures as provided under Fed. R. Civ. P. 26(e). The following disclosures do not include documents and things that are likely to be offered solely for impeachment:

1. Documents concerning the identity, name, date of birth, age, citizenship and/or residency of Plaintiff Baker.
2. Documents related to the Events including, but not limited to, photographs, videos, electronic communications, and written recollections.
3. Medical documents relating to Plaintiffs' injuries.

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3. **A computation of any category of damages claimed by the disclosing party, making available for inspection and copying as under Rule 34 the documents or other evidentiary material, not privileged or protected from disclosure, on which such computation is based, including materials bearing on the nature and extent of injuries suffered.**

Pursuant to Fed. R. Civ. P. 26(a)(1)(A)(iii), Plaintiff Baker discloses that he is entitled to recover damages in the form of, *inter alia*, compensatory damages, punitive damages, statutory damages, attorneys' fees, costs, and interest. Plaintiff Baker anticipates that damages calculations will depend upon expert analyses and testimony to be developed and disclosed according to the schedule set by the Federal Rules of Civil Procedure and the Court. Subject to the foregoing, Plaintiff Baker has certain financial, medical, and employment records that may be relevant to damages calculations.

4. **Any insurance agreement under which any person carrying on an insurance business may be liable to satisfy all or part of a judgment which may be entered in the action to indemnify or reimburse for payments made to satisfy the judgment.**

Not applicable.

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Dated: August 30, 2021  
Washington D.C.

Respectfully submitted,

/s/ David E. Mills

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*Counsel for Plaintiffs*

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**CERTIFICATE OF SERVICE**

I hereby certify that on August 30, 2021, I served the foregoing upon the following counsel and *pro se* defendants, via electronic mail, as follows:

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I hereby certify that on August 30, 2021, I also served the foregoing upon the following *pro se* defendant, via first class mail, as follows:

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/s/ David E. Mills

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